



SAF/13W

Serial No. 10/763,714
60130-1495; 02MRA0344

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Chien
Serial No.: 10/763,714
Filed: January 23, 2004
Examiner: Kramer, Devon C.
Group Art Unit: 3683
Title: INBOARD BRAKING TRAILER WHEEL END ASSEMBLY

PETITION FOR WITHDRAWAL OF ABANDONMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

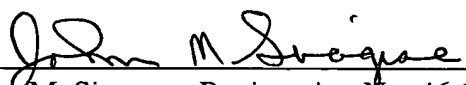
Applicant respectfully requests that the subject application be withdrawn from abandonment for failure to timely file a proper response because the case was not abandoned. Applicant filed a proper timely response in the form of a Notice of Appeal on June 29, 2005, along with the required extension of time fees. These fees were accepted and the Notice of Appeal entered as indicated by the attached PAIR printout. Accordingly, it is believed that the holding of abandonment has already been withdrawn. However, to assure proper handling Applicant requests a notice that the holding of Abandonment has been withdrawn. In case further evidence is required Applicant has included evidence of proper mailing and receipt. Applicant mailed a proper response including a proper certificate of mailing to the Patent office on June 29, 2005. The 6-month statutory period was set to expired on June 30, 2005 and therefore the response was a timely response. Enclosed with this petition are copies of the response, and a copy of the mailing receipt.

For these reasons, and supported by the enclosed documentation, Applicant requests that the application be withdrawn from abandonment and the Appeal brief be accepted and acted on according to the merits.

If any fees are required please charge our deposit account No.: 50-1482 in the name of
Carlson, Gaskey & Olds.

Respectfully submitted,

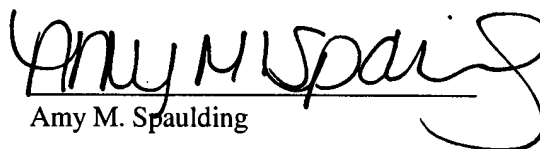
CARLSON, GASKEY & OLDS


John M. Siragusa, Registration No. 46,174
Carlson, Gaskey & Olds, P.C.
400 W. Maple, Suite 350
Birmingham, MI 48009
(248) 988-8360

Dated: August 29, 2005

CERTIFICATE OF MAIL

I hereby certify that the enclosed Petition for Withdrawal of Abandonment is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Mail Stop – Appeal Brief, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 29th day of August 2005.


Amy M. Spaulding



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PATENT APPLICATION INFORMATION RETRIEVAL

Search results as of: 8-4-2005::11:18:39 E.T.

Search results for application number: 10/763,714			
Application Number:	10/763,714	Customer Number:	26096
Filing or 371(c) Date:	01-23-2004	Status:	Notice of Appeal Filed
Application Type:	Utility	Status Date:	07-15-2005
Examiner Name:	KRAMER, DEVON C	Location:	ELECTRONIC
Group Art Unit:	3683	Location Date:	-
Confirmation Number:	7325	Earliest Publication No:	US 2005-0161292 A1
Attorney Docket Number:	60130-1495; 02MRA0344	Earliest Publication Date:	07-28-2005
Class/ Sub-Class:	188/018.00A	Patent Number:	-
First Named Inventor:	Daniel Chien, Franklin, MI	Issue Date of Patent:	-
Title Of Invention:	Inboard braking trailer wheel end assembly		

Search Options

Assignments
Image File Wrapper
Publication Review
Published Documents

File History	
Date	Contents Description
07-05-2005	Notice of Appeal Filed
07-05-2005	Request for Extension of Time - Granted
07-07-2005	Mail Abandonment for Failure to Respond to Office Action
07-01-2005	Abandonment for Failure to Respond to Office Action
03-09-2005	Mail Advisory Action (PTOL - 303)
03-07-2005	Advisory Action (PTOL-303)
03-04-2005	Date Forwarded to Examiner
02-28-2005	Amendment after Final Rejection
12-30-2004	Mail Final Rejection (PTOL - 326)
12-22-2004	Final Rejection
12-13-2004	Date Forwarded to Examiner
12-08-2004	Response after Non-Final Action
10-28-2004	Case Docketed to Examiner in GAU

09-14-2004	Case Docketed to Examiner in GAU
09-08-2004	Mail Non-Final Rejection
09-07-2004	Non-Final Rejection
06-24-2004	IFW TSS Processing by Tech Center Complete
06-24-2004	Case Docketed to Examiner in GAU
04-28-2004	Application Return from OIPE
04-28-2004	Application Return TO OIPE
04-28-2004	Application Dispatched from OIPE
04-28-2004	Application Is Now Complete
03-09-2004	Cleared by OIPE CSR
02-03-2004	IFW Scan & PACR Auto Security Review
01-23-2004	Initial Exam Team nn

Carlson, Gaskey & Olds, P.C.

ASSISTANT COMMISSIONER OF PATENTS

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-PATENTS-

Inventor / Applicant

Date

☐ New Patent Application

☐ CON

☐ DIV

☐ Provisional

☐ PCT

Page(s) Specification

Page(s) Abstract

Page(s) Claims

Sheets of Drawings (formal/informal)

☐ Transmittal Sheet

☐ IDS

☐ Assignment

☒ Certificate of Express Mail

☐ Response / Amendment

☐ Executed Declaration & Power of Attorney

☐ PTO 1449

☐ Registration Cover Sheet

☐ Notice of Appeal

☐ Extension of Time

☐ Small Entity Declaration

☐ Patent Copies

☐ Fee Calculation Sheet

☐ Appeal Brief

☐ Issue Fee Transmittal

☐ Certificate of Correction

☐ PCT Request

☐ Change of Fee Address

☐ Priority Document

☐ General Power of Attorney

☐ Make of Record Letter

☐ Maintenance Fee Transmittal

☐ Response to Invitation

Other:

Fee: \$

Serial / Patent No.

Chien

6-29-05

Attorney: JAS

File No.:

60130-1495

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NOTICE OF APPEAL

Dear Sir:

Applicant hereby appeals the final rejection mailed December 30, 2004 of Claims 1, 4, 6-8, 11-15 and 17-24. A check in the amount of \$1520.00 (\$500.00 Notice of Appeal fee and \$1020.00 for the three month extension fee) is included. No additional fees are seen to be required. If any additional fees are due, however, the Commissioner is authorized to charge Deposit Account No. 50-1482, in the name of Carlson, Gaskey & Olds, P.C., for any additional fees or credit the account for any overpayment. Therefore, favorable reconsideration and allowance of this application is respectfully requested.

Respectfully Submitted,

CARLSON, GASKEY & OLDS, P.C.

John M. Siragusa
Registration No. 46,174
Attorneys for Applicant
400 West Maple Road, Suite 350
Birmingham, Michigan 48009
(248) 988-8360


Dated: June 29, 2005



60130-1495; 02MRA0344

CERTIFICATE OF MAILING

I hereby certify that the attached Notice of Appeal is being deposited with the U.S. Postal Service as First Class Mailing, postage prepaid, in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 29, 2005.


Amy M. Spaulding